

VIA ELECTRONIC FILING

RESPONSE TO RESTRICTION REQUIREMENT Address to: Mail Stop Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	Docket No.	HANO-003
	Application No.	10/521,695
	Confirmation No.	1212
	Filing Date	November 3, 2005
	Examiner	PALENIK, JEFFREY T
	Group Art Unit	1615

Sir:

This communication is submitted in response to the Restriction/Election Requirement dated December 4, 2007. The Examiner therein required election of one of the following groups of claims:

Group I: Claims 1-6, 10, 11, 16-19, 22 and 38-43 drawn to a paclitaxel composition; or

Group II: Claims 33-37 drawn to a method of making said composition.

The Applicants hereby elect to prosecute the claims of **Group I**, claims 1-6, 10, 11, 16-19, 22 and 38-43 with traverse. Additionally, the Applicants elect:

triglyceride as the oil species, and **tricaprylin** of Claim 6 as the particular oil species;

non-ionic surfactant as the emulsifier species, and **polyoxyethylene sorbitan (Tween)** of Claim 11 as the particular emulsifier species;

insoluble drugs as the additive species, **anticancer drugs** as the particular insoluble drug species, and **cisplatin** of Claim 19 as the anticancer drug species.

As stated in the MPEP §803, if search and examination of an entire application can be made without serious burden, the examiner must examine the entire application on the merits, even though the entire application includes claims to independent or distinct inventions. It is the Applicants' position that it would not be unduly burdensome to perform a search on all of the claims together in the present application. Accordingly, the Applicants traverse the restriction requirement.

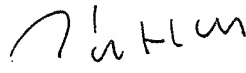
The Applicants expressly reserve the right under 35 USC §121 to file a divisional application directed to the non-elected subject matter or any subject matter disclosed in this application during the pendency of this application.

The Commissioner is hereby authorized to charge any fees under 37 C.F.R. §§ 1.16 and 1.17 which may be required by this paper, or to credit any overpayment, to Deposit Account No. 50-0815, order number HANO-003.

Respectfully submitted,

BOZICEVIC, FIELD & FRANCIS LLP

Date: January 4, 2007

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